

**REMARKS**

This amendment is responsive to the Office Action mailed December 17, 2008 setting a three month shortened statutory period for response expiring on March 17, 2009. Applicants request a one month extension of time so as to reset the period for response to expire on April 17, 2009. A fee authorization for the extension of time is set forth below. Prompt reconsideration is requested in view of the above amendments and the following remarks.

**Claim Rejections-35 USC 112**

Claim 47 was rejected as indefinite as missing a word. This claim has been amended to provide the missing word "receivers" as was assumed by the examiner. This rejection is now believed to be overcome.

**Claim rejections - 35 USC 103**

Claims 22-44 and 69-71 stand rejected as being unpatentable over Chen et al., in view of Toguri. Claims 46-68 and 72-79 stand rejected as unpatentable over Toguri in view of Chen et al. It is the examiner's position that Toguri "transmits a time prompt to the portable device, the time prompt triggering the content data to be displayed on the portable device such that the content data is displayed in synchronization with the presentation of a corresponding portion of the media presentation." Applicants respectfully traverse this rejection. It is respectfully submitted that the term "reproduction time" as used by Toguri, is clearly NOT a time prompt.

Toguri teaches a system of AV reproduction in which a user can request content via a terminal to a server. Individual additional information such as advertisements, etc. can be provided to the terminal for display with the AV content that is downloaded via the internet from the server. However, Toguri teaches nothing about providing time prompts or any time trigger related to a remote media presentation as in Applicant's claims.

Toguri paragraph [0101] states:

"The contents information region 61 is constituted by the contents ID, the classification, the format, the reproduction time, the registration date, the storage location, the size, the title, the

leading role players, the copyright, the usage classification, the additional explanation, the number of segments or the like.”

Further, in paragraph [0102], this “reproduction time” is further clarified. “The reproduction time shows the reproduction time of the AV contents.” There is no suggestion of synchronizing the AV content with a remote media presentation as Applicants claim.

Toguri is clearly referring to the time duration of the AV content to which it is attached. There is simply no suggestion anywhere in Toguri that his “reproduction time” is in fact a timing trigger, i.e. of the use of a time prompt that triggers the content data to be displayed on the portable device synchronized with a media presentation remote from the viewer as is claimed.

Chen teaches a system wherein a TCD 120 can receive selected portions of a television programming transmission for display on the TCD. This TCD can selectively choose, in accordance with user instruction, selected programs, etc. from the main TV receiver. The combination of Chen and Toguri teach transmission of AV content to a TCD or Terminal for subsequent reproduction on that terminal or TCD. However, this combination of references does not teach providing a viewer of a media presentation (on one device) with a portable device (another device) that displays content data for the same viewer synchronized together (two devices) as is set forth in Applicants’ claims. Therefore it is respectfully submitted that the examiner has not set forth a prima facie case of obviousness with respect to Applicant’s claims 22-44 and 46-79. This rejection should therefore be withdrawn.

#### Conclusion

Claims 22-44 and 46-79 remain pending. This amendment is believed to be responsive to all points in the Office Action. Should there remain any additional issues or concerns, the examiner is encouraged to contact the undersigned attorney by telephone at (303)685-7460 to expeditiously resolve such concerns.

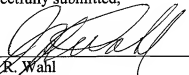
A one month extension of time fee under 37 CFR 1.17(a) is believed to be due with this Amendment. The Commissioner is hereby authorized to charge this fee as well as any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-2638. Please

ensure that the Attorney Docket Number 54317-022501 is referenced when charging payments or credits for this case.

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Respectfully submitted,

  
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